

S. B. No. 6 then was passed to engrossment.

Senate Bill No. 6 on Third Reading

Senator Burns moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Oneal
Beck	Pace
Brownlee	Rawlings
Burns	Redditt
Collie	Roberts
Cotten	Shivers
Davis	Small
Hill	Stone
Holbrook	Sulak
Isbell	Van Zandt
Moore	Weinert
Neal	Winfield
Nelson	Woodruff

Absent

Head	Spears
Lemens	

Absent—Excused

Newton	Westerfeld
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The President then laid the bill before the Senate, on its third reading and final passage.

The bill was read third time.

On motion of Senator Burns, and by unanimous consent, it was ordered that the caption of the bill be amended to conform with changes in the body of the bill.

S. B. No. 6 then was passed by the following vote:

Yeas—26

Aikin	Oneal
Beck	Pace
Brownlee	Rawlings
Burns	Redditt
Collie	Roberts
Cotten	Shivers
Davis	Small
Hill	Stone
Holbrook	Sulak
Isbell	Van Zandt
Moore	Weinert
Neal	Winfield
Nelson	Woodruff

Absent

Head	Spears
Lemens	

Absent—Excused

Newton	Westerfeld
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Senate Concurrent Resolution No. 4

The President laid before the Senate, for consideration at this time:

S. C. R. No. 4, Authorizing B. K. Brewer and wife to sue the State.

The resolution was adopted.

Senate Concurrent Resolution No. 5

The President laid before the Senate, for consideration at this time, the following resolution:

S. C. R. No. 5, Authorizing the Highway Department to lend certain machinery to the City of Cameron.

The resolution was adopted.

Adjournment

On motion of Senator Van Zandt, the Senate, at 10:40 o'clock a. m., adjourned until 10 o'clock a. m., tomorrow.

TENTH DAY

(Thursday, October 14, 1937)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Woodul.

The roll was called, and the following Senators were present:

Aikin	Oneal
Beck	Pace
Brownlee	Rawlings
Burns	Redditt
Collie	Roberts
Cotten	Shivers
Davis	Small
Head	Spears
Hill	Stone
Holbrook	Sulak
Isbell	Van Zandt
Lemens	Weinert
Moore	Westerfeld
Neal	Winfield
Nelson	Woodruff
Newton	

A quorum was announced present.

The invocation was offered by the Chaplain.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with.

Message From the House

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas,
October 14, 1937.

Hon. Walter F. Woodul, President
of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 23, A bill to be entitled "An Act to raise revenue for the Old Age Assistance Fund, Available School Fund, Destitute Children and Needy Blind Fund, Teacher's Retirement Fund, and the General Revenue Fund; amending Section 2, Subdivision 1, of Article 7057a of the Revised Civil Statutes of Texas, 1925, same being Section 2, Subdivision 1, Chapter 162, Acts of the Forty-third Legislature, 1933, as amended by the Acts of the First Called Session of the Forty-fourth Legislature, 1936, Chapter 495, Article 4, Section 4; amending Section 3, Chapter 73, Acts of the Regular Session of the Forty-second Legislature, as amended by the Acts of the Third Called Session of the Forty-fourth Legislature, Chapter 495, Article 4, Section 8; amending Section 8, Chapter 73, Acts of the Regular Session of the Forty-second Legislature; amending Section 45, Article 7047, Revised Civil Statutes of Texas, 1925, same being Acts of the Third Called Session of the Forty-Fourth Legislature, 1936, Chapter 495, Article 4, Section 7; amending Section 40A, Article 7047, Revised Civil Statutes of Texas, 1925, as amended by the Acts of the Forty-Second Legislature, 1931, page 355, Chapter 212, Section 1, as amended by Acts of 1936, Forty-fourth Legislature, Third Called Session, page 2040, Chapter 495, Article 4, Section 6; amending Article 111, Section 6, Acts of the Third Called Session of the Forty-fourth Legislature; amending Article 7070, Revised Civil Statutes of Texas, 1925, as amended Acts of the Third Called Session of the Forty-fourth Legislature, 1936, Article 4, Section 1, House

Bill No. 8, amending Article 7060, Revised Civil Statutes of Texas, 1925, as amended by Chapter 34, Acts of the Fifth Called Session of the Forty-first Legislature, as amended by Article IV, Section 3, Chapter 495, Acts of the Third Called Session of the Forty-fourth Legislature; providing that the State shall have a prior lien for all taxes, penalties and interest levied herein; expressly preserving all taxes, penalties, and interest accruing by virtue of any reenacted or repealed provisions of this Act and declaring them to be legal and valid obligations to the State; allocating certain funds to Old Age Assistance Fund, to General Revenue, Available School Fund, Destitute Children's and Needy Blind Fund, and Teachers' Retirement Fund; declaring the Act to be severable; repealing all laws in conflict, and declaring an emergency."

H. B. No. 74, a bill to be entitled "An Act validating, ratifying and confirming action of all County Boards of Trustees in establishing, redefining and creating common consolidated school districts, common school districts, independent school districts, and rural high school districts, and declaring an emergency."

H. B. No. 96, A bill to be entitled "An Act amending Article 199, Revised Statutes of Texas, Thirty-ninth Legislature, Chapter 4, page 6, 1925; providing for change in duration of term of court in the 52nd Judicial District; fixing the time of taking effect of this Act, and declaring an emergency."

H. B. No. 95, A bill to be entitled "An Act validating county elections heretofore held for the issuance of bonds for hospital purposes, applicable only to such counties as contain a city having a population of not less than one hundred and fifty thousand (150,000), according to the last preceding Federal Census; validating the actions of county officials and state officials in executing, approving, registering, selling, and delivering said bonds; providing that this Act shall not affect litigation pending at the time the Act becomes effective; and declaring an emergency."

S. B. No. 2, A bill to be entitled "An Act authorizing cities or towns in this State of a population of not less than 15,100, or more than 15,250, according to the last preceding Fed-

eral Census, such cities having exclusive control of the schools within its limits, to hold elections for the purpose of applying bond monies already dedicated to public improvements to purposes other than those for which the bond election was authorized or to repurchase and cancel such bonds. Provided that such money may, in the discretion of the governing body, be used for any purpose determined by an election of tax paying voters, and declaring an emergency."

H. B. No. 57, A bill to be entitled "An Act amending Chapter 148 of the General Laws passed by the Forty-second Legislature at its Regular Session in 1931, by adding thereto a new section to be called Section 2b legalizing, approving and validating bonds voted by any city having a population of not less than 1525 and not more than 1550 according to any Federal Census, and by any city having a population of not less than 4,400 and not more than 4,500 according to any Federal Census, for the purpose of park improvements in and for such city and for the levy of the tax in payment of such bonds under authority of Chapter 148 of the General Laws passed by the Forty-second Legislature at its Regular Session; authorizing the governing body of any such city to adopt all orders, resolutions and ordinances and to do all and further acts necessary in the issuance and sale of such bonds; authorizing such governing body to levy a direct general ad valorem tax on all taxable property in said city for the purpose of paying the interest on and principal of such bonds; enacting provisions incident and necessary to the subject and purpose of this Act, and declaring an emergency."

H. B. No. 59, A bill to be entitled "An Act validating the proceedings of the County Board of School Trustees of Taylor County in annexing the Iberis Common School District No. 38 to Wylie Consolidated Common School District No. 11; fixing the metes and bounds of Wylie Consolidated Common School District No. 11, Taylor County; validating all proceedings had in an election held on the 26th day of June, 1937, on the proposition of assuming the bonds of Wylie Consolidated Common School District No. 11 issued prior to the formation of the present Wylie Con-

solidated Common School District No. 11, and on the proposition of issuing \$15,000.00 schoolhouse bonds of said Wylie Consolidated Common School District No. 11, and declaring an emergency."

H. B. No. 60, A bill to be entitled "An Act providing that in certain counties convicts either laying their fines out in jail or working such fines out on the county farm, county roads or other public works shall receive a credit therefor of One (\$1.00) Dollar per day for each day worked or spent in jail, and declaring an emergency."

H. B. No. 69, A bill to be entitled "An Act to validate annexation proceedings of home rule cities where such annexation proceedings took place prior to April 1, 1930 and validating all proceedings, actions and contracts and the exercise of dominion and governmental functions over such annexed territory, and declaring an emergency."

H. B. No. 70, A bill to be entitled "An Act relating to drainage districts; validating all orders heretofore entered converting said drainage districts into districts operating under Section 59 of Article XVI of the Constitution and creating and declaring such districts to be legally existing; authorizing districts operating under such provisions of the Constitution to borrow money from the Reconstruction Finance Corporation for refunding purposes and to issue refunding bonds and levy a tax in payment thereof; prescribing the method of issuing said refunding bonds; providing a method whereby the functions of drainage commissioners may be exercised by the Commissioners' Court of the county wherein such drainage district is wholly situated; providing that if any of the provisions hereof are held to be invalid, such holding shall not affect the remaining provisions, and declaring an emergency."

H. B. No. 78, A bill to be entitled "An Act amending House Bill No. 99, Acts of the Regular Session of the Forty-fifth Legislature as amended by Senate Bill No. 24 of the First Called Session of the Forty-fifth Legislature by amending Section 25 of said House Bill No. 99 by providing that any person purchasing citrus fruit from any dealer qualified as such, and paying therefor in current

money of the United States, shall be exempt from giving the bond provided for in the Act and providing that such person applying for license shall indicate on his application that he desires to operate as a cash buyer, buying only from qualified dealers, prescribing the rights of such cash citrus dealer and providing the amount of license fee, a penalty for violation, and declaring an emergency."

H. B. No. 71, A bill to be entitled "An Act amending Article 1645, Revised Civil Statutes of Texas, 1925, as amended by Chapter 15, Acts of the Forty-second Legislature, Second Called Session, relative to the compensation and salary to be paid County Auditors in certain counties, and declaring an emergency."

H. B. No. 82, A bill to be entitled "An Act to amend Section 8 of House Bill No. 226 of the Regular Session of the Forty-fourth Legislature, being Chapter 4, Acts of the Regular Session of 1935, extending the time of existence of the Special District Court of Gregg County, Texas, to January 25, 1943, and declaring an emergency."

H. B. No. 84, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the county court of Glasscock County, to conform to the jurisdiction of the District Court thereof, and to repeal all laws in conflict herewith, and declaring an emergency."

H. B. No. 86, A bill to be entitled "An Act amending Article 6954, Chapter 6, Title 121 of the Revised Civil Statutes of Texas, 1925, as amended in Chapter 245 of the Acts of the Regular Session of the Fortieth Legislature of Texas, as amended in Chapter 5 of the Acts of the Regular Session of the Forty-first Legislature of Texas, and as further amended in Chapter 71 of the Acts of the First Called Session of the Forty-first Legislature of Texas, the latter being House Bill No. 120, passed by the First Called Session of the Forty-first Legislature, and further amended in Chapter 8, of the Acts of the Third Called Session of the Forty-first Legislature, Senate Bill No. 22, as amended by Chapter 15, Acts of the Fourth Called Session of the Forty-first Legislature, and further amended in Chapter 313

of the Acts of the Regular Session of the Forty-second Legislature, and as further amended by Chapter 9 of the Acts of the Third Called Session of the Forty-second Legislature, and as further amended by Chapter 48 of the Acts of the Regular Session of the Forty-third Legislature, as further amended by Chapter 34, of the Special Laws of the Acts of the Regular Session of the Forty-fourth Legislature, and as further amended by House Bill No. 395, Acts of the Regular Session, Forty-fifth Legislature, with reference to the mode of preventing horses and certain other animals from running at large in the counties named so as to include in said Article the County of Brazoria; and declaring an emergency."

H. B. No. 91, A bill to be entitled "An Act declaring it unlawful to take, hunt or kill deer in San Jacinto County for a period of five years; prescribing a penalty, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Invitation to Senators

The President laid before the Senate, and had read, a communication from the Director of the Department of Public Safety inviting the Members of the Senate to attend the exercises of the graduating class of highway patrolmen, to be held at 10:00 o'clock a. m. tomorrow.

Communication

The President laid before the Senate, and had read, the following communication:

Austin, Texas,
October 14, 1937.

Members of the Senate,
State Capitol.

My dear Friends: It is impossible for me to find words to express to you my appreciation for your kindness during my recent bereavement.

The loss of one's father naturally is a shock. However, your kindness and your comforting words made it far less difficult.

Your friendship at such a time was invaluable, and I assure you that I

shall always strive to be worthy of such friendship.

Sincerely,

DERO D. COWLEY,
Secretary to the Governor.

Report of Standing Committee

Senator Redditt submitted the following report of the Committee on Finance:

Committee Room, Austin, Texas,
October 14, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 4, a bill to be entitled "An Act providing that only one-fourth of all of the revenue derived from occupation taxes levied by the State of Texas shall be placed to the credit of the State Available School Fund, and further providing that all further revenues derived from State occupation taxes in excess of one-fourth placed to the credit of the Available School Fund shall be placed to the credit of the State General Fund on and after the effective date of this Act," etc.,

Have had said bill under consideration, and I am instructed to report same back to the Senate, with the recommendation that it do pass, with Committee Amendments, and be printed.

REDDITT, Chairman.

Bill Presented for Introduction

Senator Brownlee presented, for introduction at this time, the following bill:

A bill to be entitled "An Act creating a State Board of Public Welfare for the State of Texas; providing for the appointment of a State Board of Public Welfare; providing that said Board shall consist of nine (9) members, one (1) of whom shall be a representative of labor; prescribing their terms of office, qualifications and duties, and fixing their compensation; providing that any member offering himself as a candidate for public office shall automatically be disqualified from holding membership on said Board; providing that no member shall

serve more than two consecutive terms; providing that the Board, its agents and employees shall constitute the State Department of Public Welfare; prescribing the rights, powers and duties of said State Department of Public Welfare; providing for the selection and appointment of an Executive Director; prescribing the qualifications, duties and fixing the salary of such Executive Director; providing for reports of the Executive Director and of the Board; providing for the creation of such divisions within the Department as the Board may deem necessary; providing that all the rights, powers and duties of the Division of Child Welfare, the Old Age Assistance Commission, and the Texas Relief Commission shall be transferred and conferred upon the State Board of Public Welfare; providing that the staff, records and physical properties of the Division of Child Welfare, the Old Age Assistance Commission and the Texas Relief Commission shall be transferred to the State Board of Public Welfare; abolishing the Old Age Assistance Commission and the Texas Relief Commission; accepting the provisions and benefits of the Federal Social Security Act of 1935; providing for the establishment of local units of administration in Counties or Districts; providing that local Boards of Public Welfare may be established; providing for the custody and disbursement of all funds received by the State Department of Public Welfare; providing for the transfer of moneys in the Texas Old Age Assistance Fund to the credit of The Texas Old Age Assistance Fund created by this Act; providing for the transfer of moneys in the General Fund or any Special Fund credited to the Division of Child Welfare of the Board of Control, and the Texas Relief Commission, to the State Board of Public Welfare and providing for the expenditure thereof; designating the State Board of Public Welfare as State Agent to cooperate with the Federal Government in the administration of the provisions of Title I, Title IV, Part 3 of Title V, and Title X of the Federal Social Security Act; providing for granting Old Age Assistance, Assist-

ance to Blind Persons, Assistance to Destitute or Dependent Children and General Assistance to needy persons and families; providing for cooperation with the Children's Bureau of the United States Department of Labor in public services for the protection and care of homeless, dependent and neglected children; providing for the supervision and licensing of all institutions, boarding homes and agencies providing assistance, care or other direct services to dependent, neglected, and delinquent children, the aged, blind, feeble-minded, and other dependent persons; providing for the filing of applications for assistance under the provisions of this Act; providing for investigation of applicants for assistance, orders thereon, appeals and hearing therein; prescribing the method of determining the amount of assistance, if any, each applicant is entitled to under this Act; providing for the discontinuance of grants of assistance; providing that grants of assistance under the provisions of this Act shall be inalienable and not subject to civil process; providing for designation of local or district administrative units for administering general relief; designating the State Board as State Agency to cooperate with the Federal Government in the administration and distribution of Federal surplus commodities and other Federal resources; providing that no person shall make any charge or receive any fee for representing any applicant or recipient of assistance under the provisions of this Act; providing that records of applicants or recipients under this Act shall be confidential; providing that the provisions of this Act shall not relieve any person from liability of maintaining and supporting his parent or parents or child or spouse; making provisions for recovery of assistance given any person in excess of amount to which such person is entitled to under the provisions of this Act; providing that all matters and orders pending before or made by any officer or department or unit transferred under this Act to the Public Welfare Department shall be deemed to be continued in like status in such department; providing for the dis-

solution of County Child Welfare Boards established in conformity with Section 4, Acts of 1931, Forty-second Legislature, Page 323, Chapter 194, fixing penalties for violations of the provisions of this Act; providing for levying of taxes by the counties for payment of public assistance and expenses incident, thereto, and for forwarding of such sums collected to State Treasurer and for its proration between Funds created by this Act; repealing all laws in conflict; providing a saving clause, and declaring an emergency.

Senator Burns raised a point of order against introduction of the bill, on the ground that it relates to a subject not submitted for consideration at the current called session of the Legislature.

The President sustained the point of order.

Senator Brownlee appealed from the ruling of the President.

President Pro Tempore Shivers was called to the Chair pending the appeal.

Question—Shall the ruling of the President be sustained?

The Senate sustained the ruling of the President by the following vote:

Yeas—15

Aikin	Neal
Burns	Nelson
Cotten	Oneal
Head	Pace
Hill	Redditt
Isbell	Shivers
Lemens	VanZandt
Moore	

Nays—10

Brownlee	Sulak
Davis	Weinert
Newton	Westerfeld
Rawlings	Winfield
Small	Woodruff

Present—Not Voting

Stone

Absent

Beck	Roberts
Collie	Spears
Holbrook	

(President in the Chair.)

Senate Bills on First Reading

The following bills were introduced, read first time and referred by the President to the committees indicated:

By Senator Winfield:

S. B. No. 8, A bill to be entitled "An Act to enable the Board of Regents of the University of Texas to accept, on behalf of the State, donation of lands on which taxes are past due, and to appropriate the same to the use and benefit of the University of Texas or any branch thereof as same may be directed by the donor and to protect the University of Texas or any branch thereof from enforcement of liens for land so donated, and setting forth the terms and conditions on which said lands may be accepted, and enforcements of liens suspended, and declaring an emergency."

Referred to Committee on State Affairs.

By Senator Hill:

S. B. No. 9, A bill to be entitled "An Act authorizing County Commissioners' Courts to lease or rent office space for the purpose of aiding and cooperating with the agencies of the State and Federal governments engaged in the administration of relief of the unemployed and needy people in the State of Texas, and to pay the regular monthly utility bills for such offices, such as lights, gas and water; to pay for such leases, rentals and utilities out of the County General Fund when in the opinion of a majority of the Commissioners' Court such is essential to a proper administration of such agencies of either the State or Federal governments; providing for the validation of all actions, proceedings, orders and contracts for such rental, lease or utility bills heretofore made by any County Commissioners' Courts; providing that if any part in this Act shall ever be held unconstitutional, such holding shall not affect the validity of the remaining portions of the Act; and declaring an emergency."

Referred to Committee on Counties and County Boundaries.

By Senator Hill:

S. B. No. 10, A bill to be entitled "An Act amending Article 3902,

Revised Civil Statutes of 1925, as amended by Chapter 465, Acts of the Second Called Session of the Forty-fourth Legislature, by adding a new section to be known as Section 3a, and providing that in counties of population of thirty-seven thousand five hundred and one and not more than sixty thousand inhabitants, according to the preceding Federal Census, the County Judge may employ one person as office assistant, bookkeeper and stenographer at a salary to be fixed by the County Judge, not to exceed Eighteen Hundred (\$1800.00) Dollars per annum, and declaring an emergency."

Referred to Committee on Counties and County Boundaries.

By Senator Nelson:

S. B. No. 11, A bill to be entitled "An Act validating Independent School District elections assuming indebtedness theretofore apportioned against such districts or a part thereof as a result of its segregation from another Independent School District whether the indebtedness so assumed be the identical proportionate part of the indebtedness owed by the original district at the time of its segregation or an equal amount of indebtedness incurred by a portion of the original district after such segregation; declaring the indebtedness thus assumed to be indebtedness of such district; imposing duty upon the governing boards of districts assuming such indebtedness to levy and collect taxes to pay principal and interest; validating proceedings heretofore had for the issuance of bonds to refund indebtedness so assumed; declaring that such refunding bonds when issued, approved by the Attorney General, and registered by the Comptroller, shall constitute legal and binding obligations of the district; providing that this Act shall not affect any litigation pending at the time the Act becomes effective; authorizing the issuance by certain school districts of interest bearing time warrants for the purpose of paying expenses incident to refunding outstanding bonds; and declaring an emergency."

Referred to Committee on Education.

By Senator Cotten:

S. B. No. 12, A bill to be entitled "An Act providing that in counties

having a population of thirty-seven thousand five hundred and one (37,501) and not more than sixty thousand (60,000) according to the last preceding Federal Census, the County Judge may appoint a court stenographer to be called and known as the official County Court Reporter of the County Court; to define and prescribe the duties of such court reporter, and fix the compensation and tenure of office; prescribing the fund from which the salary is to be paid, and prescribing the taxing of costs in civil suits in which answer is filed, and declaring an emergency."

Referred to Committee on Counties and County Boundaries.

Senate Concurrent Resolution No. 6

Senator Newton offered the following resolution:

S. C. R. No. 6, Requesting the Governor to submit for consideration by the Legislature the subject of making deficiency appropriations to pay fees of certain county officers.

The resolution was read, and was referred by the President to Committee on Finance.

Senate Concurrent Resolution No. 7

Senator Van Zandt offered the following resolution:

S. C. R. No. 7, Authorizing Mrs. John Luttmer, a widow, acting individually and as guardian ad litem for Leonard Luttmer, a minor, to sue the State.

The resolution was read, and was referred by the President to Committee on State Affairs.

Senate Resolution No. 16

Senator Redditt offered the following resolution:

Whereas, Honorable Hulen Black, President of the Ex-Students Association of The University of Texas, is in Austin; be it, therefore

Resolved, by the Senate of Texas, That Honorable Hulen Black be invited to address the Senate, and be extended the privileges of the floor.

The resolution was read, and by unanimous consent, it was adopted.

The President then presented Mr. Hulen Black, who extended to the Members of the Senate an invitation

to attend a barbecue to be given by the Ex-Students Association on the campus of University of Texas at 6 o'clock p. m. tomorrow.

Message From the Governor

The President laid before the Senate, and had read, the following message, which was referred to the Committee on Nominations of the Governor:

Austin, Texas,
October 14, 1937.

To the Senate of the Forty-fifth Legislature (2nd Called Session):

I ask the advice, consent and confirmation of the Senate to the following appointment:

To be Judge of the Special 9th District Court of Montgomery County:

E. T. Murphy, of Montgomery County. (Reappointment under provisions of Sub-division 9-A, Article 199, under which as provided at the Regular Session, the court was extended to December 17, 1938.)

Respectfully submitted,
JAMES V. ALLRED,
Governor of Texas.

[Note—A corrected message, showing Judge Murphy's residence as Polk County, appears on page 119.]

Mrs. Allan Shivers Introduced to Senate

The President appointed Senators Neal, Moore and Pace, at this time, to escort to the President's stand Mrs. Allan Shivers, who was introduced to the Senate by Senator Neal.

Mrs. Shivers addressed the Senate briefly and thanked the Senators for their wedding gift to her.

Bill Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following enrolled bill:

S. B. No. 2, "An Act authorizing cities or towns in this State of a population of not less than 15,100 or more than 15,250, according to the last preceding Federal census, such cities having exclusive control of the schools within its limits, to hold elections for the purpose of applying bond monies already dedicated to public improvements to purposes other than those for which the bond

election was authorized or to repurchase and cancel such bonds. Provided that such money may, in the discretion of the governing body, be used for any purpose determined by an election of tax paying voters, and declaring an emergency."

Senate Resolution No. 17

Senator Burns, by unanimous consent, offered the following resolution:

Whereas, On September 27, 1937, Mr. Dick Lemons of Leon County, Texas, was appointed Assistant Sergeant-at-Arms, and

Whereas, He has not received his pay check on account of owing the State some money, and

Whereas, He borrowed money to come down to Austin to take said job and not getting his salary check has left him in destitute circumstances; therefore, be it

Resolved, by the Senate of Texas, That the Comptroller is hereby requested to deliver to Mr. Lemons his salary check.

The resolution was read; and by unanimous consent, it was considered at this time and was adopted.

House Bills on First Reading

The following bills, received from the House today, were laid before the Senate, read first time, and referred to the committees indicated:

H. B. No. 23, to Committee on State Affairs.

H. B. No. 96, to Committee on Judicial Districts.

H. B. No. 57, to Committee on Civil Jurisprudence.

H. B. No. 59, to Committee on Education.

H. B. No. 60, to Committee on Counties and County Boundaries.

H. B. No. 71, to Committee on Counties and County Boundaries.

H. B. No. 82, to Committee on Judicial Districts.

H. B. No. 84, to Committee on Judicial Districts.

H. B. No. 95, to Committee on Privileges and Elections.

H. B. No. 78, to Committee on Agricultural affairs.

H. B. No. 70, to Committee on Mining, Irrigation and Drainage.

H. B. No. 69, to Committee on Civil Jurisprudence.

H. B. No. 91, to Committee on Game and Fish.

H. B. No. 86, to Committee on Stock and Stock Raising.

H. B. No. 74, to Committee on Education.

House Concurrent Resolutions Adopted

The President laid before the Senate, seriatim, the following resolutions:

H. C. R. No. 2, Authorizing Mrs. Vina Wood to sue the State.

H. C. R. No. 8, Authorizing Mrs. Eura Bulman to sue the State.

H. C. R. No. 10, Authorizing C. F. Rohrer to sue the State.

H. C. R. No. 13, Authorizing Mrs. Lillian Russell to sue the State.

The resolutions were read and adopted severally.

Adjournment

On motion of Senator Rawlings, the Senate, at 10:40 o'clock a. m., adjourned until 10:00 o'clock a. m. next Monday, October 18, 1937.

Record of Votes

Senators Aikin, Cotten and Oneal asked to be recorded as voting "nay" on the motion to adjourn.

ELEVENTH DAY

(Monday, October 18, 1937)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Woodul.

The roll was called, and the following Senators were present:

Aikin	Nelson
Beck	Newton
Brownlee	Oneal
Burns	Pace
Collie	Rawlings
Cotten	Redditt
Davis	Roberts
Head	Shivers
Hill	Small
Holbrook	Spears
Isbell	Stone
Lemens	Sulak
Moore	Van Zandt
Neal	Weinert